

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 4380-107

C# M#

Steven M. BESSETTE et al.

Group Art Unit: 1651

Serial No. 09/604,082

Examiner: AFREMOVA, Vera

Filed: June 27, 2000

Date: August 14, 2003

Title: PESTICIDAL COMPOSITIONS CONTAINING ROSEMARY OIL



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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment	0	minus highest number		
previously paid for	20	(at least 20) =	0 x \$ 18.00	\$ 0.00
Independent claims after amendment	0	minus highest number		
previously paid for	3	(at least 3) =	0 x \$ 84.00	\$ 0.00
If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper)				\$ 0.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$410.00/2 months; \$930.00/3 months)				\$ 110.00
Terminal disclaimer enclosed, add \$ 110.00				\$ 0.00
<input type="checkbox"/> First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$750.00)				\$ 0.00
<input type="checkbox"/> Please enter the previously unentered, filed				
<input type="checkbox"/> Submission attached				

**Subtotal \$ 110.00**If "small entity," then enter half (1/2) of subtotal and subtract **-\$ 55.00**☒ Applicant claims "small entity" status. ☐ Statement filed herewithRule 56 Information Disclosure Statement Filing Fee (\$180.00) **\$ 0.00**Assignment Recording Fee (\$40.00) **\$ 0.00**Other: **0.00****TOTAL FEE ENCLOSED \$ 55.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.  
By Atty: Willem F. Gadiano, Reg. No. 37,136

Signature: 



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Steven M. BESSETTE et al.

New Atty. Ref.: 4380-107; Confirmation No. 4329

Appl. No. 09/604,082

Group: 1651

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For: PESTICIDAL COMPOSITIONS CONTAINING ROSEMARY OIL

\* \* \* \* \*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REC-11-1-1  
AUG 21  
TECH CE

Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

In response to the Office Action dated June 26, 2003, Applicants hereby elect, with traverse, **Group I**, corresponding to claims 4, 19 and 45.

Applicants respectfully submit that a restriction requirement between patentably distinct inventions is proper only when there is a serious burden on the Patent Office to examine all of the claims in a single application even when it appears that appropriate reasons exist for a restriction requirement. M.P.E.P. § 803. For instance, Applicants respectfully submit that a search for the invention of Group I would necessarily overlap with a search for the invention(s) of any one of Groups II through XII such that a search and examination of the entire application can be made without serious burden. To avoid unnecessary delay and expense to Applicant and duplicative examination by the Patent Office, Applicant respectfully requests that the above policy be applied in the present application because the subject matter of the pending claims is


sufficiently related. Therefore, Applicant respectfully requests reconsideration and withdrawal of the restriction requirement.

Please grant any extension of time deemed necessary for entry of this communication.  
Please charge any deficient fees, or credit any overpayment of fees to Deposit Account No. **14-1140**.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

Date: August 7, 2008

By:   
Willem F. Gadiano  
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